

FILED

JAN - 3 2018

Clerk, U S District Court
District Of Montana
Billings

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MONTANA
BILLINGS DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

FRANKLIN PAUL MCINTYRE,

Defendant.

CR 18-82-BLG-SPW-01

ORDER

Upon the United States' Unopposed Motion to Dismiss Count II of the Indictment without Prejudice (Doc. 6), and for good cause shown,

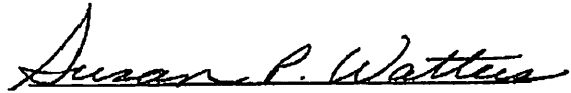
IT IS HEREBY ORDERED that Count II of the indictment is **DISMISSED without prejudice.**

IT IS FURTHER ORDERED that the trial set for Monday, January 14, 2019 at 9:00 a.m. is **VACATED.**

FURTHER, the Findings and Recommendation of U.S. Magistrate Judge for Count I of the Indictment will be adopted under separate Order.

The Clerk of Court is directed to notify the parties of the making of this
Order.

DATED this 3rd day of January, 2019.


SUSAN P. WATTERS
United States District Judge